

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MAINE**

NEW ENGLAND FISHERMEN'S STEWARDSHIP ASSOCIATION,)
Plaintiff,)
v.) Case No. 2:23-cv-00339-JAW
HOWARD LUTNICK, U.S. Secretary of Commerce, et al., ¹)
Defendants.)

DEFENDANTS' NOTICE OF APPEAL

¹ Pursuant to Federal Rule of Civil Procedure 25(d), Howard Lutnick, in his official capacity as Secretary of Commerce, is automatically substituted for Gina Raimondo. Likewise, Emily Menashes, in her official capacity as Acting Assistant Administrator for Fisheries, is automatically substituted for Janet Coit.

Pursuant to Federal Rules of Appellate Procedure 3 and 4 and 28 U.S.C. § 1291, notice is hereby given that Howard Lutnick, Secretary of the United States Department of Commerce; National Marine Fisheries Service (NMFS); Emily Menashes, NMFS Acting Assistant Administrator; and Samuel D. Rauch III, NMFS Deputy Assistant Administrator for Regulatory Programs, Defendants in the above-named case, appeal to the United States Court of Appeals for the First Circuit from the Court's December 30, 2024 Order and December 31, 2024 Judgment.

Copies of these two documents are attached.

Dated: February 28, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on February 28, 2025, I electronically filed the foregoing using the CM/ECF system.

/s/ Frederick H. Turner
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Attorney for Defendants